
SENATE BILL 6070

State of Washington 58th Legislature 2003 Regular Session

By Senators Jacobsen, Prentice, Shin, Franklin, Fraser, Regala, Thibaudeau, Winsley, Rasmussen and Kohl-Welles

Read first time 04/09/2003. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to exempting veterans from Initiative Measure No.
2 200; and amending RCW 49.60.400.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 49.60.400 and 1999 c 3 s 1 are each amended to read as
5 follows:

6 (1) The state shall not discriminate against, or grant preferential
7 treatment to, any individual or group on the basis of race, sex, color,
8 ethnicity, or national origin in the operation of public employment,
9 public education, or public contracting.

10 (2) This section applies only to action taken after December 3,
11 1998.

12 (3) This section does not affect any law or governmental action
13 that does not discriminate against, or grant preferential treatment to,
14 any individual or group on the basis of race, sex, color, ethnicity, or
15 national origin.

16 (4) This section does not apply to veterans as described in chapter
17 28B.15 or 41.04 RCW.

18 (5) This section does not affect any otherwise lawful
19 classification that:

1 (a) Is based on sex and is necessary for sexual privacy or medical
2 or psychological treatment; or
3 (b) Is necessary for undercover law enforcement or for film, video,
4 audio, or theatrical casting; or
5 (c) Provides for separate athletic teams for each sex.
6 ~~((+5))~~ (6) This section does not invalidate any court order or
7 consent decree that is in force as of December 3, 1998.
8 ~~((+6))~~ (7) This section does not prohibit action that must be
9 taken to establish or maintain eligibility for any federal program, if
10 ineligibility would result in a loss of federal funds to the state.
11 ~~((+7))~~ (8) For the purposes of this section, "state" includes, but
12 is not necessarily limited to, the state itself, any city, county,
13 public college or university, community college, school district,
14 special district, or other political subdivision or governmental
15 instrumentality of or within the state.
16 ~~((+8))~~ (9) The remedies available for violations of this section
17 shall be the same, regardless of the injured party's race, sex, color,
18 ethnicity, or national origin, as are otherwise available for
19 violations of Washington antidiscrimination law.
20 ~~((+9))~~ (10) This section shall be self-executing. If any part or
21 parts of this section are found to be in conflict with federal law, the
22 United States Constitution, or the Washington state Constitution, the
23 section shall be implemented to the maximum extent that federal law,
24 the United States Constitution, and the Washington state Constitution
25 permit. Any provision held invalid shall be severable from the
26 remaining portions of this section.

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